

**Notice and Agendas of Open and Closed Meetings of El Paso County Water Improvement District  
No. 1 (EPCWID) to be held at 13247 Alameda Avenue, Clint, Texas on Wednesday,  
October 9, 2019 at 8:30 a.m.**

In accordance with the Texas Open Meetings Act, notice is hereby given that the Board of Directors of the El Paso County Water Improvement District No. 1 (EPCWID) will meet in open and closed meetings at the above location, date, and time to consider and act upon the following:

**Open Meeting Agenda**

1. Call to order and establishment of a quorum.
2. Welcome of guests and public comments.
3. Minutes of September 18, 2019 meeting of the Board of Directors.
4. Report and recommendations by Mary Cortez, Chief Financial Officer, concerning financial information, expenditures, budget, and investment policy:
  - a. **Financial Report**
  - b. **\$500.00 Expenditure Report**
  - c. **Legal & Consulting Fees Budget Report**
  - d. **Quarterly Investment Report**
  - e. **Budget for Fiscal Year 2019-2020**
  - f. **Engagement Letter for Bixler & Company**
  - g. **Approval of District's (employer's) contribution rate to employees' Texas County and District Retirement System accounts for new fiscal year.**
5. Report and recommendations by Rose Rodriguez, Tax Assessor/Collector/Office Manager, concerning adjustments and corrections, if any, to assessments, taxes, and charges by EPCWID:
  - a. **Review tax report and adjustments**
  - b. **2013-2019 El Paso Public Service Board Assignments, 2013-2019 Lower Valley Water District Assignments and Report on tax suits**
  - c. **Comparison of EPCWID tax assessments and collection during 2017 and 2018**
  - d. **Setting of assessments against irrigable land in EPCWID and setting of assessments against persons who use water, in accordance with Texas Water Code**
  - e. **Setting contract rate in 2019 for water supplied to tax exempt entities**
6. General Manager's report concerning the following:
  - a. **NWRA Conference (meeting with USBR Commissioner)**
  - b. **Deed Without Warranty for a portion of Playa Intercepting Drain at Basin G**
7. District Engineer's reports and recommendations concerning the following:
  - a. **Rio Grande Project Operating Agreement Accounting**
  - b. **Rio Grande Compact Accounting**

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- c. Rio Grande Project Water Supply and Water Allocations**
- d. Status of 3<sup>rd</sup> Party Construction in District Canals and Drains**
- 8. Maintenance Manager's reports and recommendations concerning the following:
  - a. Drain maintenance program and water delivery system**
- 9. Water Master's reports and recommendations concerning the following:
  - a. Water use and availability**
- 10. Water delivery allocations to EPCWID water users and water available by contract.
- 11. Subdivision Plats within District Boundary requirement in License Manual:
  - a. Application 2068, by Tropicana Building II, LLC, Nevarez Palms Subdivision, being Tract 6A, Block 7, Socorro Grant Surveys, in the City of Socorro, El Paso County, Texas, containing 15.728 acres, Submission of Irrigable Land Exhibit**
  - b. Application 2069, by Tropicana Building II, LLC, JOP Memorial Apartments, being a portion Tract 11, N/K/A Tracts 11 and 11A, Block 6, Socorro Grant Surveys, in the City of Socorro, El Paso County, Texas, containing 14.97 acres, Submission of Irrigable Land Exhibit**
- 12. Applications for Licenses for Use of District Real Property:
  - a. Application 2050, by the County of El Paso, for a 50 year license for all County Roads crossing EPCWID facilities, within the County of El Paso, Texas**
  - b. Application 2165, by Gilberto Porras, for a 25 year license to cross a portion of the Central Drain (a drainage canal) at 6825 Gato Road in New Mexico, approximately Station 4+68 for access to private residential single family dwelling**
- 13. Sale of Surplus District Real Property under 49.226 of the Texas Water Code: **None**
- 14. Any or all of the items shown on the attached Closed Meeting Agenda.
- 15. Consideration of agenda items for next regular board meeting.
- 16. Adjournment.

At any time during the open meeting, the Board of Directors may retire into a closed meeting to discuss the subjects shown on the Closed Meeting Agenda after the presiding officer publicly announces that a closed meeting will be held; and identifies the section or sections of Chapter 551 of the Texas Government Code under which the closed meeting is held.



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**Closed Meeting (Executive Session) Agenda**

1. Pursuant to Texas Gov. Code §551.071 the Board of Directors will conduct a private consultation with its attorneys seeking advice of such attorneys regarding the following pending or contemplated litigation; or settlement offer(s); or on the following matter(s) in which the duty of the attorneys to EPCWID under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with chapter 551 of the Texas Government Code:
  - a. **New Mexico Lower Rio Grande Water Rights Adjudication No. CV-96-888-SSI 97-104/107.**
  - b. **Status of State of Texas v State of New Mexico and State of Colorado, No. 220141 Original in the United States Supreme Court and Intervention by the United States.**
  - c. **State of New Mexico ex rel. Office of The New Mexico State Engineer, Plaintiff-Appellee, v. Margie Garcia Oscar v. Butler, Rose Marie Arispe Butler and Sammie Singh, Defendants-Appellants, and Elephant Butte Irrigation District, et. al., Defendants No. A-1-CA-36269.**
  - d. **Albert Lopez & Lexby Lopez vs. City of El Paso, Texas, EPCWID#1, Mid-West Textile Company and Union Pacific Railroad Company, Cause # 2017-DCV0065.**
  - e. **Rogelio Trevizo vs. El Paso County Water Improvement District #1, Cause # 2019DCV1164.**
2. Pursuant to Texas Government Code §551.072, the Board will conduct a closed meeting to discuss the licensing, sale, purchase, exchange, lease or value of real property as shown on the open meeting agenda under items 6, 11, 12 and/or 13.
3. Pursuant to Texas Government Code §551.074, the Board will conduct a closed meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the below indicated officer(s) or employee(s) of EPCWID1 indicated below:

**None**
4. Pursuant to Texas Government Code §551.076, the Board will conduct a closed meeting to deliberate Security Devices or Security Audits.
5. Pursuant to Texas Government Code §551, the Board will conduct a closed meeting to receive advice regarding professional service contracts.

In accordance with §551.102, Texas Gov. Code, during the closed meeting there will be no final action, decision, or vote on any of the above closed meeting agenda items. The Board of Directors may move any of the closed meeting agenda items to the open meeting for consideration and action.

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